UTILITY PATEN CATION TRANSMITTAL

(for Non-continuing, Non-provisional Applications under 37 C.F.R. §1.53(b))

Attorney Docket No. 99107



Box PATENT APPLICATION Commissioner of Patents and Trademarks ATTENTION: Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Transmitted herewith for filing under 37 C.F.R. \$1.53(b) is the non-provisional, non-continuing patent application for:

Title: ROTARY ACTUATING HYDRAULIC TENSIONER

irst Named Inventor or Application Identifier:

Mark MacDonald Wigstein et al.)

	CERTIFICATE	OF	MAILING	BY	"EXPRESS	MAIL
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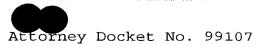
EL508177095US

Date of Deposit _ April 26, 2001 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR \$1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

PRICE ED (Typed or printed name of person mailing)

- <u>35</u> pages of the specification (including claims) are enclosed.
- __12_ sheet(s) of drawings are enclosed. () Formal (X) Informal
- An executed Oath or Declaration and Power of Attorney naming the actual inventors is enclosed.
- The names of persons believed to be the actual inventors are set forth () in the enclosed unexecuted Oath or Declaration and Power of Attorney (\$1.41(a) and \$1.53(b)).
- An Assignment(s) of the invention to ___BORGWARNER INC., and cover (X) sheet are enclosed.
- A check in the amount of $\frac{40.00}{}$ to cover the fee for recording the assignment(s) is enclosed.
- A 37 C.F.R. §3.73(b) Statement is enclosed (where an Assignee seeks to take action in a matter before the Patent Office).
- An Information Disclosure Statement is enclosed.
 - () A Form PTO-1449 is enclosed.
 - _ References (copies) listed on the Form PTO-1449 are enclosed.
- A Return Receipt Postcard is enclosed (MPEP §503). Noncontinuing Utility §1.53(b)-1-1000





()	Priority	of	application	number	filed			
				in	 	is	claimed	under
	35 U.S.C.	§ 1	19.					

- () A certified copy of the priority document is enclosed.
- () A MicroFiche Computer Program (Appendix) is enclosed.
- () A Nucleotide and/or Amino Acid Sequence Submission is enclosed.
 - () A Computer Readable Copy is enclosed.
 - () A Paper Copy (Identical to Computer Copy) is enclosed.
 - () A Statement Verifying Identity of above Copies is enclosed.
- (X) The filing fee is calculated below:

Fee Calculation For Claims As Filed

(a) Basic Fee	\$ 710.00
(b) Independent Claims $3 - 3 = 0 \times 80.00 =$	\$0.00
(c) Total Claims $23 - 20 = 3 \times 18.00 =$	\$ 54.00
(d) Fee for Multiply Dependent Claims \$270.00	\$0.00
Total Filing Fee	\$ 764.00
A Statement(s) of Status as Small Entity is enclosed, reducing the Filing Fee by half to:	\$

- (X) A check in the amount of \$\frac{764.00}{} to cover the filing fee is enclosed.
- () Charge \$_____ to Deposit Account No. 06-1135.
- () The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.
- (X) A separate written request under 37 C.F.R. \$1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. \$1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

Noncontinuing Utility §1.53(b)-2-1000



(X) Address all future communications to to **BORGWARNER INC.**, Patent Department, 3001 West Big Beaver Road, Suite 200, P.O. Box 5060, Troy, Michigan 48007-5060, Attention: Patent Docket Administrator, Telephone No. (248) 458-2900, Facsimile No. (248) 458-2905

2nil 26,2001 (Date)

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